IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTIETH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 12516 of 2004

Between:

Neeli Trimurthulu, S/o.Appanna,
R/o.Kambalapalem, E.G.Dist.

..... PETITIONER

AND

1 The Govt. of A.P.Revenue Dept., Secretariat, Hyderabad.
2 The Dist.Collector, E.G.Dist., Kakinada, E.G.Dist.
3 The Land Acquisition officer cum special Deputy Collector (LA),

YRP Unit-3, Peddapuram, E.G.Dist.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of Mandamus, or any other appropriate writ, order or direction, declare the action of the respondents in not paying the compensation as per the decree and judgment of Hon'ble division of Hon'ble High Court in A.S.no.1685/1999, dated 18-8-1999 and paying the compensation to the persons in pick and choose manner among the same class, is illegal, arbitrary and violative Art.14, 21, 300(A) of the Constitution of India and provisions of Land Acquisition Act and consequently direct the respondents to pay the compensation as per judgment in A.S.No.1685/1999, dated 18-8-1999 and to pass.

Counsel for the Petitioner:MR.K.L.N.SWAMY

Counsel for the Respondent No.: GP FOR LAND ACQUISITION

The Court at the stage of admission made the following O R D E R:

In view of the decision of this Court reported in ***Vemula Prabhakar and others v. Land Acquisition Officer and Revenue Divisional Officer, Peddapalli, Karimnagar District and another*****,** since the petitioner had already filed an E.P, it is open to him to execute the decree. Hence, the writ petition cannot be entertained.

The writ petition is accordingly dismissed.

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20-07-2004

vrn

To

1 The Govt. of A.P.Revenue Dept., Secretariat, Hyderabad.
2 The Dist.Collector, E.G.Dist., Kakinada, E.G.Dist.
3 The Land Acquisition officer cum special Deputy Collector (LA),

YRP Unit-3, Peddapuram, E.G.Dist.

4 Two C.Cs to the Government Pleader for Land Acquisition,

High Court Buildings, A.P, Hyderabad (OUT)

5 Two C.D copies.